

WEST VALLEY CITY

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN
AMENDMENT TO THE AGREEMENT WITH CRICKET
COMMUNICATIONS, INC. TO ALLOW THE USE OF POWER
FROM THE WEST VALLEY CITY FAMILY FITNESS CENTER
("FITNESS CENTER") FOR THE WIRELESS ANTENNAS IN
PLACE ON THE ROOF OF THE FITNESS CENTER.**

WHEREAS, an agreement was previously approved on February 17, 2009 under Resolution 09-108 between West Valley City and Cricket Communications, Inc. ("Cricket"); and

WHEREAS, there is a need to amend this agreement to allow Cricket to use power from the Fitness Center for its antennas rather than installing its own power source; and

WHEREAS, an amendment to the agreement ("Amendment") has been prepared for execution by and between the City and Cricket. The Agreement, a copy of which is attached hereto, sets forth the rights, duties, and obligations of each of the parties thereto; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to approve the Amendment between the City and Cricket.

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, that the Amendment is hereby approved in substantially the form attached and that the Mayor is hereby authorized to execute said Amendment for and in behalf of West Valley City, subject to approval of the Amendment by the City Manager and the City Attorney's Office.

PASSED, APPROVED, and MADE EFFECTIVE this _____ day of _____, 2009.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER